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NOV - 8 2006

ATTEST [Signature]  
FOR THE JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

2006 NOV - 9 AM 11:09

LORETTA G. WHYTE  
CLERK

OCT 23 2006

FILED  
CLERK'S OFFICE**DOCKET NO. 1657****BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION****IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY  
LITIGATION****(SEE ATTACHED SCHEDULE)****CONDITIONAL TRANSFER ORDER (CTO-69)**

On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 360 F.Supp.2d 1352 (J.P.M.L. 2005). Since that time, 4,677 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Easterh District of Louisiana. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Jeffrey N. Lüthi  
Clerk of the PanelInasmuch as no objection is  
pending at this time, the  
stay is lifted.

NOV - 8 2006

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NOV 13 2006

CLERK'S OFFICE  
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION  
Deputy Clerk, U.S. District Court  
Eastern District of Louisiana  
New Orleans, LA

Fee	_____
Process	_____
X Dktd	_____
CtRmDep	_____
Doc. No.	8669

**SCHEDULE CTO-69 - TAG-ALONG ACTIONS  
DOCKET NO. 1657  
IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY  
LITIGATION**

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	<b>EDLA SEC. L/3</b>
ALABAMA MIDDLE		
ALM 1 06-849	Donna Harrell, et al. v. Merck & Co., Inc., et al. Vacated 10/30/06	06-9691
ALM 1 06-876	Connie Singletary v. Merck & Co., Inc.	06-9692
ALM 2 06-865	Lille B. Vickers v. Merck & Co., Inc.	
ALABAMA NORTHERN		
ALN 2 06-1878	Patricia Blodgett, et al. v. Merck & Co., Inc.	06-9693
ALN 2 06-1934	Larry W. Hill, Sr., et al. v. Merck & Co., Inc.	06-9694
ALN 2 06-1935	Juanita M. Rutherford v. Merck & Co., Inc.	06-9695
ALN 2 06-1937	Joan C. Addy v. Merck & Co., Inc.	06-9696
ALN 2 06-1938	Paul G. Batz, et al. v. Merck & Co., Inc.	06-9697
ALN 2 06-1942	Marlin King v. Merck & Co., Inc.	06-9698
ALN 2 06-1953	Rose Ellen Stewart v. Merck & Co., Inc.	06-9699
ALN 2 06-1954	Billy G. Smith, Jr. v. Merck & Co., Inc.	06-9700
ALN 2 06-1966	Robert Brady, et al. v. Merck & Co., Inc.	06-9701
ALN 3 06-1940	Donald G. Sharp, et al. v. Merck & Co., Inc.	06-9702
ALABAMA SOUTHERN		
ALS 1 06-593	Roy E. Faircloth, Sr. v. Merck & Co., Inc.	06-9703
ALS 1 06-594	Joy Donald v. Merck & Co., Inc.	06-9704
ARKANSAS EASTERN		
ARE 4 06-1319	Dorothy White v. Merck & Co., Inc.	06-9705
CALIFORNIA CENTRAL		
CAC 2 06-6143	Gouthami Mandava v. Merck & Co., Inc.	06-9706
CAC 2 06-6198	Carmen Hill v. Merck & Co., Inc.	06-9707
CALIFORNIA EASTERN		
CAE 2 06-2079	Freeman Herring v. Merck & Co., Inc., et al. Opposed 11/8/06	
CAE 2 06-2093	James E. Chase, et al. v. Merck & Co., Inc.	06-9708
CAE 2 06-2102	Stanley Timone v. Merck & Co., Inc.	06-9709
CAE 2 06-2103	Mabel Williamson, et al. v. Merck & Co., Inc.	06-9710
CALIFORNIA NORTHERN		
CAN 3 06-5760	Douglas J. Trammell, et al. v. Merck & Co., Inc.	06-9711
DISTRICT OF COLUMBIA		
DC 1 06-1659	Charles E. Godfrey, et al. v. Merck & Co., Inc.	06-9712
FLORIDA MIDDLE		
FLM 5 06-337	Richard Wolf v. Merck & Co., Inc.	06-9713
FLM 5 06-355	Chris Richardson v. Merck & Co., Inc., et al.	06-9714
FLM 8 06-1785	Jean Little, et al. v. Merck & Co., Inc.	06-9715
GEORGIA MIDDLE		
GAM 4 06-112	Peggy Brooks v. Merck & Co., Inc.	06-9716
GAM 5 06-343	Tommie Felton v. Merck & Co., Inc.	06-9717

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	<u>EDLA SEC. L/3</u>
GEORGIA NORTHERN		
GAN 1 06-2223	William Robert Holley v. Merck & Co., Inc.	06-9718
GAN 1 06-2224	Willie Lee Sherod, etc. v. Merck & Co., Inc.	06-9719
GAN 1 06-2225	Patrick Corcoran v. Merck & Co., Inc.	06-9720
GAN 1 06-2321	Virginia R. Burr, et al. v. Merck & Co., Inc.	06-9721
GAN 3 06-92	Wanda Beth Campbell v. Merck & Co., Inc.	06-9722
HAWAII		
HI 1 06-504	Carlos Keen, et al. v. Merck & Co., Inc.	06-9723
HI 1 06-505	Anthony Maldonado, et al. v. Merck & Co., Inc.	06-9724
HI 1 06-506	Joseph D. Barona v. Merck & Co., Inc.	06-9725
HI 1 06-507	Adriadna Mitchell v. Merck & Co., Inc.	06-9726
HI 1 06-508	Mark Johnasen, et al. v. Merck & Co., Inc.	06-9727
HI 1 06-509	Robert Okawa, et al. v. Merck & Co., Inc.	06-9728
HI 1 06-521	Pedro U. Magno, Sr., et al. v. Merck & Co., Inc.	06-9729
IDAHO		
ID 2 06-389	Vicky Tibbets v. Merck & Co., Inc.	06-9730
ILLINOIS NORTHERN		
ILN 1 06-5050	Maya Yarovinsky v. Merck & Co., Inc.	06-9731
ILN 1 06-5134	Diana Stockwell, etc. v. Merck & Co., Inc.	06-9732
ILN 1 06-5234	Richard Volkman v. Merck & Co., Inc.	06-9733
ILN 1 06-5300	Genwefa Wrobel v. Surender Lal, M.D., et al.	06-9734
ILN 1 06-5301	Nello Vittorini v. William Monaco, M.D., et al.	06-9735
ILN 1 06-5302	Mark Fiebig v. Merck & Co., Inc.	06-9736
ILN 1 06-5304	Sandra Catuara, et al. v. Merck & Co., Inc.	06-9737
ILLINOIS SOUTHERN		
ILS 3 06-737	Charles F. Stalnaker, et al. v. Merck & Co., Inc.	06-9738
ILS 3 06-745	Richard Klene, etc. Merck & Co., Inc., et al.	06-9739
INDIANA NORTHERN		
INN 3 06-579	Deeb Azar, et al. v. Merck & Co., Inc.	06-9740
KANSAS		
KS 2 06-2420	Adam Susz, etc. v. Merck & Co., Inc.	06-9741
KS 5 06-4109	John Beers v. Merck & Co., Inc.	06-9742
MASSACHUSETTS		
MA 1 06-11667	Eldridge Bernard, et al. v. Merck & Co., Inc.	06-9743
MINNESOTA		
MN 0 06-3794	Nancy Ernst v. Merck & Co., Inc.	06-9744
MN 0 06-3809	Kathlin Johnson, et al. v. Merck & Co., Inc.	06-9745
MN 0 06-3842	Ernestene Burkett v. Merck & Co., Inc.	06-9746
MN 0 06-3843	William C. Malloy v. Merck & Co., Inc.	06-9747
MN 0 06-3854	Shirley McPherson v. Merck & Co., Inc.	06-9748
MN 0 06-3874	Alan Foote v. Merck & Co., Inc.	06-9749
MN 0 06-3875	David Lindsay, Sr., et al. v. Merck & Co., Inc.	06-9750
MN 0 06-3902	Marnie Andolina, et al. v. Merck & Co., Inc., et al.	06-9751
MN 0 06-3903	Joanne A. Carrigan, et al. v. Merck & Co., Inc., et al.	06-9752
MN 0 06-3904	Charles Cox, et al. v. Merck & Co., Inc., et al.	06-9753
MN 0 06-3905	Samuel G. Barone, et al. v. Merck & Co., Inc., et al.	06-9754
MN 0 06-3909	Mary D'Angelo, et al. v. Merck & Co., Inc., et al.	06-9755
MISSOURI EASTERN		
MOE 4 06-1347	Shoena Clayton, et al. v. Merck & Co., Inc.	06-9756
MOE 4 06-1372	Forrest Lincoln, et al. v. Merck & Co., Inc., et al. Opposed 11/8/06	

DIST. DIV. C.A. #

CASE CAPTIONEDLA  
SEC. L/3MISSOURI WESTERN  
MOW 4 06-818

Jo Levitt v. Merck &amp; Co., Inc.

06-9757

MISSISSIPPI NORTHERN

MSN 1 06-265	Michael A. Collier v. Merck & Co., Inc., et al. Opposed 11/8/06	06-9758
MSN 2 06-157	Charlotte Lafayette, etc. v. Merck & Co., Inc.	06-9759
MSN 4 06-155	Emma Lee Bass v. Merck & Co., Inc.	06-9760
MSN 4 06-156	Mary S. Grant v. Merck & Co., Inc.	06-9761
MSN 4 06-157	Estate of Cynthia Houston v. Merck & Co., Inc.	06-9762
MSN 4 06-158	Estate of Lillie M. King v. Merck & Co., Inc.	06-9763
MSN 4 06-159	Estate of Hattie Spain v. Merck & Co., Inc.	06-9764
MSN 4 06-160	Reases Pittman v. Merck & Co., Inc.	06-9765
MSN 4 06-161	Estate of Mary Frances Sheedy v. Merck & Co., Inc.	06-9766
MSN 4 06-162	Bessie McIntosh v. Merck & Co., Inc.	

MISSISSIPPI SOUTHERN

MSS 3 06-528	Jessie T. Mathes, Jr., et al. v. Merck & Co., Inc.	06-9767
MSS 3 06-529	Arthur Camphor, et al. v. Merck & Co., Inc.	06-9768
MSS 3 06-530	Frank L. Smith, et al. v. Merck & Co., Inc.	06-9769

NEBRASKA

NE 4 06-3219	Billy B. Kehlbeck, et al. v. Merck & Co., Inc.	06-9770
NE 8 06-611	Patrick J. John v. Merck & Co., Inc.	06-9771
NE 8 06-612	Samuel J. Johnson v. Merck & Co., Inc.	06-9772
NE 8 06-613	Alfred J. Kortum v. Merck & Co., Inc.	06-9773
NE 8 06-614	Stephen Krupa v. Merck & Co., Inc.	06-9774
NE 8 06-615	Patrick Vaughn v. Merck & Co., Inc.	06-9775
NE 8 06-616	Violet D. Hileman v. Merck & Co., Inc.	06-9776
NE 8 06-617	Don Sutton, etc. v. Merck & Co., Inc.	06-9777
NE 8 06-618	Ronald Evelyn v. Merck & Co., Inc.	06-9778
NE 8 06-619	Virgil Freeman v. Merck & Co., Inc.	06-9779
NE 8 06-620	David Schneider v. Merck & Co., Inc.	06-9780
NE 8 06-621	Edward Bass v. Merck & Co., Inc.	06-9781
NE 8 06-622	Ethel A. Barmes v. Merck & Co., Inc.	06-9782
NE 8 06-623	Joseph John Toczek v. Merck & Co., Inc.	06-9783
NE 8 06-627	Hazel Sutton, etc. v. Merck & Co., Inc.	06-9784
NE 8 06-628	Robin J. Martinez v. Merck & Co., Inc.	06-9785
NE 8 06-629	Thomas B. Mullen v. Merck & Co., Inc.	06-9786

NEW JERSEY

NJ 3 06-4415	Steve Heusted, et al. v. Merck & Co., Inc.	06-9787
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NEVADA

NV 2 06-1215	Albin Knudson v. Merck & Co., Inc.	06-9788
NV 2 06-1216	Julia C. Mortell, et al. v. Merck & Co., Inc.	06-9789
NV 2 06-1217	Arthur L. Sher v. Merck & Co., Inc.	06-9790
NV 3 06-495	Lee Johnson, et al. v. Merck & Co., Inc.	06-9791

OHIO NORTHERN

ohn 1 06-2193	Vincent S. Zingale, Sr. v. Merck & Co., Inc.	06-9792
ohn 1 06-2236	Ruby Cowan, et al. v. Merck & Co., Inc.	06-9793
ohn 1 06-2237	Ben Bisaroe v. Merck & Co., Inc.	06-9794
ohn 1 06-2238	Louis Horvath, et al. v. Merck & Co., Inc.	06-9795
ohn 1 06-2239	Robert Neal v. Merck & Co., Inc.	06-9796
ohn 1 06-2241	James Slumber, et al. v. Merck & Co., Inc.	06-9797
ohn 3 06-2180	Leitha J. Loppe v. Merck & Co., Inc.	06-9798
ohn 3 06-2221	Walter Scoble, et al. v. Merck & Co., Inc.	06-9799
ohn 3 06-2235	Welston Nickelson, etc. v. Merck & Co., Inc.	06-9800
ohn 4 06-2240	Linda Thornton v. Merck & Co., Inc.	06-9801

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	<u>EDLA</u> <u>SEC. L/3</u>
OHIO SOUTHERN OHS 2 06-774	Marie Moore v. Merck & Co., Inc.	06-9802
OKLAHOMA EASTERN OKE 6 06-374	Homer Jones v. Merck/Vioxx Corp.	06-9803
OKE 6 06-386	Howard Hess, etc. v. Merck & Co., Inc.	06-9804
OKLAHOMA NORTHERN OKN 4 06-490	Charles Tuttle v. Merck & Co., Inc.	06-9805
OKLAHOMA WESTERN OKW 5 06-1004	Deeann Marie Taylor, etc. v. Merck & Co., Inc.	06-9806
PENNSYLVANIA EASTERN PAE 2 06-3872	Lucille Paul, et al. v. Merck & Co., Inc., et al.	06-9807
PAE 2 06-4137	Barbara E. Wolfe, etc. v. Merck & Co., Inc.	06-9808
PAE 2 06-4138	John C. Slembarski, et al. v. Merck & Co., Inc.	06-9809
PAE 2 06-4139	Deborah Heisey-Dewolf, et al. v. Merck & Co., Inc.	06-9810
PAE 2 06-4140	Edwin C. Hench, et al. v. Merck & Co., Inc.	06-9811
PAE 2 06-4141	Kathy Gibson, etc. v. Merck & Co., Inc.	06-9812
PAE 2 06-4142	Nancy Scott, et al. v. Merck & Co., Inc.	06-9813
PAE 2 06-4143	Marilyn J. Osiecki, et al. v. Merck & Co., Inc.	06-9814
PAE 2 06-4144	Pedro Gonzales, Jr., et al. v. Merck & Co., Inc.	06-9815
PENNSYLVANIA WESTERN PAW 2 06-1197	Richard Craska v. Merck & Co., Inc.	06-9816
PAW 2 06-1246	Rebecca Catherine Kovach, et al. v. Merck & Co., Inc.	06-9817
SOUTH DAKOTA SD 5 06-5073	Ronald Luers Soelzer v. Merck & Co., Inc.	06-9818
TEXAS EASTERN TXE 2 06-377	Shirley Crager, et al. v. Merck & Co., Inc.	06-9819
TXE 2 06-378	E.L. Brady, Sr. et al. v. Merck & Co., Inc.	06-9820
TXE 2 06-379	Joyce Arnold, et al. v. Merck & Co., Inc.	06-9821
TXE 2 06-380	Glenda Grimes, et al. v. Merck & Co., Inc.	06-9822
TEXAS NORTHERN TXN 2 06-246	Sheila Dorman v. Merck & Co., Inc.	06-9823
TXN 3 06-1703	Nicklett Knight v. Merck & Co., Inc.	06-9824
TEXAS SOUTHERN TXS 2 06-404	Delia Cantu, et al. v. Merck & Co., Inc., et al. Opposed 11/1/06	
TXS 7 06-253	Noemí Guzman Mata v. Merck & Co., Inc., et al. Opposed 11/1/06	
TXS 7 06-255	Maria Dolores Herrera, et al. v. Merck & Co., Inc., et al. Opposed 11/1/06	
TEXAS WESTERN TXW 5 06-785	Richard Rodriguez, et al. v. Merck & Co., Inc., et al. Opposed 11/1/06	
UTAH UT 2 06-761	Francis Luton, et al. v. Merck & Co., Inc.	06-9825
VIRGINIA EASTERN VAE 1 06-1036	Jane Fitzgerald, etc. v. Merck & Co., Inc.	06-9826